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18 **UNITED STATES DISTRICT COURT**

19 **DISTRICT OF NEVADA**

20 Cung Le, Nathan Quarry, Jon Fitch, Brandon
21 Vera, Luis Javier Vazquez, and Kyle
Kingsbury on behalf of themselves and all

22 others similarly situated,

23 Plaintiffs,

24 vs.

25 Zuffa, LLC, d/b/a Ultimate Fighting
Championship and UFC,

26 Defendant.

Case No.: 2:15-cv-01045 RFB-(PAL)

**JOINT STIPULATION AND
ORDER REGARDING
AUTHENTICITY OF DOCUMENTS**

1 WHEREAS, Cung Le, Nathan Quarry, Jon Fitch, Brandon Vera, Luis Javier Vazquez, and
2 Kyle Kingsbury (“Plaintiffs”) commenced the above-captioned action (the “Litigation”) against
3 Zuffa, LLC, d/b/a Ultimate Fighting Championship and UFC (“Defendant” and together with
4 Plaintiffs, “the Parties” and individually each a “Party”) on December 16, 2014;

5 WHEREAS, the Parties subsequently have produced millions of pages of documents in
6 connection with discovery in the Litigation;

7 WHEREAS, the Parties have determined that it is in their mutual interest to avoid the
8 significant and unnecessary burden and expense associated with the document-by-document
9 authentication of documents, and that stipulating to the authenticity of certain documents will
10 promote the orderly and efficient progress of the Litigation.

11 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by Defendant as
12 follows:

13 1. Subject to the exceptions stated below, and absent affirmative evidence that a
14 document or thing is not what it purports to be, Plaintiffs agree that, for purposes of Rule 901 of the
15 Federal Rules of Evidence, Plaintiffs will not contest the authenticity of any document or thing,
16 including any true and correct copy thereof, produced by Plaintiffs in connection with the
17 Litigation.

18 2. Subject to the exceptions stated below, and absent affirmative evidence that a
19 document or thing is not what it purports to be, Defendant agrees that, for purposes of Rule 901 of
20 the Federal Rules of Evidence, Defendant will not contest the authenticity of any document or
21 thing, including any true and correct copy thereof, produced by Defendant in connection with the
22 Litigation.

23 3. The Parties’ agreements in paragraphs 1 and 2 of this stipulation do not apply to
24 handwritten notes. If a document or thing produced by a Party also bears handwritten notes, the
25 Parties’ agreements do not apply to the handwritten notes portion of the document, but do apply to
26 the remainder of the document or thing. The Parties agree that, at a mutually agreed upon time prior
27 to trial, each Party may identify to the other Party a reasonable number of documents and things
28 containing handwritten notes as to which that Party desires a stipulation of authenticity. Each Party

1 agrees to give good faith consideration to a reasonable request from the other party pertaining to
2 handwritten notes.

3 4. The Parties agree that, at a mutually agreed upon time prior to trial, each Party may
4 identify to the other Party a reasonable number of third-party documents and things as to which that
5 Party desires a stipulation of authenticity. The other Party agrees to give good faith consideration to
6 a reasonable request pertaining to third-party documents and things.

7 5. Except to the extent authenticity is established by and within the scope of the
8 express terms of this stipulation, this stipulation does not affect either (1) Plaintiffs' ability to
9 contest the authenticity of any document or thing produced by Defendant or (2) Defendant's ability
10 to contest the authenticity of any document or thing produced by Plaintiffs.

11 6. In the event that a dispute arises regarding the authenticity of a document, the
12 Parties agree to meet and confer in good faith promptly about the authenticity of such document(s)
13 and, if necessary, to expedite any related motions for resolution by the Court.

14 7. Nothing in this stipulation shall be construed as an agreement that any documents or
15 things that are subject to this stipulation are admissible into evidence by any Party, except as
16 expressly addressed herein. The Parties hereby expressly reserve the right to object to the
17 admissibility of any document or thing under any grounds permitted by law and not expressly
18 addressed herein.

19 **IT IS SO ORDERED:**



20 _____
21 RICHARD F. BOULWARE, II
22 UNITED STATES DISTRICT COURT JUDGE

23 DATED: April 13, 2017
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1 DATED this 12th day of April, 2017

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CERTIFICATE OF SERVICE

I hereby certify that on this 12th of April, 2017 a true and correct copy of **JOINT STIPULATION AND [PROPOSED] ORDER REGARDING AUTHENTICITY OF DOCUMENTS** was served via the United States District Court’s CM/ECF system on all parties or persons requiring notice.

By: /s/ Dannielle Fresquez
Dannielle Fresquez, an Employee of
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